



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 8

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CERTIFIED MAIL - FIRST CLASS MAIL  
RETURN RECEIPT REQUESTED

OCT 26 2011

8P-HW  
Ronald B. Collyer  
District Superintendent  
Northern MT Joint Refuse Disposal District  
P.O. Box 757  
1479 Valier HWY E 44  
Conrad, MT 59425

RE: Determination: The Northern MT Joint Refuse Disposal District Landfill is Acceptable  
for the Receipt of CERCLA Wastes

Dear Mr. Collyer:

This letter is in response to your e-mail of October 25, 2011, in which you requested a Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA) Off-Site Rule (OSR) acceptability determination for the Northern MT Joint Refuse Disposal District Landfill in accordance with 40 CFR 300.440. As you may be aware, EPA promulgated the OSR to assure that wastes from sites being cleaned up under the CERCLA are sent to treatment, storage, and disposal facilities that are environmentally sound, thereby preventing those wastes from contributing to present or future environmental problems.

EPA has completed its evaluation of the Northern MT Joint Refuse Disposal District Landfill in accordance with the CERCLA OSR and has found this facility to be acceptable pursuant to the CERCLA OSR. This determination was based largely on information provided in an email dated October 25, 2011, from Mr. Ricknold Thompson, the Supervisor of the Solid Waste Section of the Waste and Underground Tank Management Bureau at the Montana Department of Environmental Quality (MDEQ). In that email message, Mr. Thompson provided facility specific information for the OSR two criteria that EPA uses as the basis to determine acceptability: relevant violations and uncontrolled releases. Mr. Thompson's email reported that there are no pending violations and no indications that a groundwater release at the Northern MT Joint Refuse Disposal District Landfill has occurred.

This OSR determination is valid only for the currently-active landfill cells. Please note that all other treatment, storage, and disposal units must be evaluated and found acceptable under the OSR prior to receiving CERCLA wastes. Please also note that the CERCLA Off-site Rule



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Acceptability status for a facility is subject to change based on future findings of noncompliance and/or uncontrolled releases to the environment.

For your convenience, I have enclosed a copy of the OSR with the preamble as it appeared in the Federal Register. The rule without the preamble can be found in the Code of Federal Regulations at 40 CFR 300.440. If you have any questions regarding this letter or the CERCLA Off-Site Rule, please contact Terry Brown, Off-Site Rule Coordinator for EPA-Region 8, at (303) 312-6419.

Sincerely,



Steven A. Burkett, Director  
Solid and Hazardous Waste Program



Enclosure

Cc: Thompson, Ricknold

MDEQ w/o enclosure